

AO 450 (Rev. 5/85) Judgment in a Civil Case ⊕

UNITED STATES DISTRICT COURT

***** DISTRICT OF NEVADA

ROBERT LEE KIMMELL,

Petitioner,

V.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 3:10-cv-00099-LRH-VPC

JAMES BENEDETTI, et al.,

Respondents.

___ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

___ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

X **Decision by Court.** This action came to be considered before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the Motion to Dismiss (Docket No. 8) is GRANTED. Ground two of the petition is DISMISSED WITH PREJUDICE. Grounds one and three are DISMISSED WITHOUT PREJUDICE.

February 8, 2011

LANCE S. WILSON

Clerk

/s/ Katie Lynn Ogden

Deputy Clerk